

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1939

ENROLLED

HOUSE BILL No. 124

(By Mr. Meredith)

PASSED January 27 1939

In Effect from Passage

ENROLLED
House Bill No. 127

(BY MR. MEREDITH)

[Passed January 27, 1939; in effect from passage.]

AN ACT to authorize the county court of the county of Marion, a corporation, and the board of education of the county of Marion, a corporation, to appropriate and pay annually from their respective revenues a sum of money to be used jointly with the city of Fairmont, a corporation, for the purpose of establishing, housing, equipping, and maintaining in Marion county, with headquarters in the city of Fairmont, West Virginia, a public library, and to provide for the management of said public library.

Be it enacted by the Legislature of West Virginia:

Section 1. *Authorizing Establishment and Maintenance of*
2 *Marion County Public Library.* It shall be lawful for the
3 county court of the county of Marion, a corporation, and the

4 board of education of the county of Marion, a corporation,
5 to appropriate and pay annually, beginning with the year
6 one thousand nine hundred thirty-nine, from their respective
7 revenues a sum of money to be used jointly with the city of
8 Fairmont, a corporation, for the purpose of establishing,
9 housing, equipping, and maintaining in Marion county, with
10 headquarters in the city of Fairmont, West Virginia, a pub-
11 lic library to be known as "The Public Library of Marion
12 County".

*Sec. 2. Creation of Board of Managers for Library; Ap-
2 pointment of Members of Board; Duties and Powers of Board;
3 Title to Real Estate Acquired.* If such library be established
4 it shall be lawful to create a non-partisan, non-political li-
5 brary board to be known as the "Board of Managers of the
6 Public Library of Marion County", the members of which
7 shall serve without compensation and shall be composed of
8 nine persons, three of whom shall be appointed by the county
9 court of the county of Marion, three by the board of educa-
10 tion of the county of Marion, and three by the board of di-
11 rectors of the city of Fairmont.

12 Said library board shall organize and subject to the ap-

13 proval of the respective financing corporations, shall adopt
14 and promulgate rules and regulations for the conduct of said
15 library; and shall administer the management of said li-
16 brary and cause an annual report to be made of all matters
17 pertaining to the conduct of said library which shall be open
18 to the public or published at the discretion of said library
19 board. The respective public corporations may provide by
20 agreement among themselves for all matters connected with
21 such library enterprise, and determine what items of cost
22 and expense shall be paid by each thereof.

23 In the event that real estate be acquired by purchase for
24 such library, the legal title thereto shall be equally in each
25 of such public corporations save in the case where all said
26 public corporations do not join in any such purchase, in
27 which event title shall be in the one purchasing, or if two, in
28 their respective names. And nothing herein shall be con-
29 strued to forbid the acquisition of real estate for or in con-
30 nection with such library and its operation. Such public cor-
31 porations may lawfully appropriate funds for the acquisition
32 of real estate.

Sec. 3. *Repeal of Inconsistent Acts.* All acts, and parts of
2 acts inconsistent herewith, insofar as they apply to the
3 county court of the county of Marion, a corporation, and the
4 board of education of the county of Marion, a corporation,
5 are hereby repealed.



The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Frank M. Miller
 Acting Chairman Senate Committee

Dee. B. Walter
 Chairman House Committee

Originated in the *House of Delegates*

Takes effect *from* passage.

Charles S. Miller
 Clerk of the Senate

Joe S. Hall
 Clerk of the House of Delegates

Wm. S. O'Brien
 President of the Senate

James Kay Thomas
 Speaker House of Delegates

The within *passed* this the *3rd*

day of *February*, 1939.

Wm. S. O'Brien
 Governor.

Filed in the office of the Secretary of State
 of West Virginia *FEB 4 1939*

Wm. S. O'BRIEN,
 Secretary of State